

IN THE CIRCUIT COURT OF HINDS COUNTY, MISSISSIPPI  
SEVENTH JUDICIAL DISTRICT

The Estate of LETHA M. GRAY, by  
and through ELLA RUDD, Administratrix  
of the Estate of LETHA M. GRAY, and for the  
Use and Benefit of the Wrongful Death  
Beneficiaries of Letha M. Gray,

PLAINTIFF

vs.

CAUSE NO. 251-02-1662CIV

BEVERLY ENTERPRISES, INC.; BEVERLY  
ENTERPRISES-MISSISSIPPI, INC.;  
BEVERLY HEALTH AND REHABILITATION  
SERVICES, INC.; HINDS COUNTY NURSING  
AND REHABILITATION CENTER, LLC, TREND  
CONSULTANTS, LLC; JAMES C. LANDERS;  
DAVID DEVEREAUX; DAVID R. BANKS;  
LEWIS SEWELL; CHARLIE R. SINCLAIR, JR.;  
BOBBIE LUCILLE BLACKARD; ALICHA D. LINDSAY;  
JOHN DOES 1 THROUGH 10; and UNIDENTIFIED  
ENTITIES 4 THROUGH 10  
(as to BEVERLY HEALTHCARE-NORTHWEST n/k/a  
HINDS COUNTY NURSING AND REHABILITATION  
CENTER),

DEFENDANTS

**ORDER DENYING DEFENDANTS' MOTION TO DISMISS DEFENDANTS,  
DAVID DEVEREAUX, DAVID BANKS, LEWIS SEWELL, CHARLIE R. SINCLAIR, JR.,  
BOBBIE LUCILLE BLACKARD AND ALICHA D. LINDSAY**

This cause came on to be heard on Defendants' Motion to Dismiss Defendants, David Devereaux, David Banks, Lewis Sewell, Charlie R. Sinclair, Jr., Bobbie Lucille Blackard and Alichia D. Lindsay.

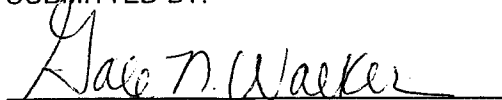
Upon hearing argument on this motion and reviewing the files and submissions of the parties, the Court orders as follows:

**IT IS THEREFORE, ORDERED and ADJUDGED**, that Defendants' Motion to Dismiss Defendants, David Devereaux, David Banks, Lewis Sewell, Charlie R. Sinclair, Jr., Bobbie Lucille Blackard and Alichia D. Lindsay is denied.

**SO ORDERED AND ADJUDGED**, this, the 31<sup>st</sup> day of October, 2006.

  
CIRCUIT JUDGE


SUBMITTED BY:



Gale Nelson Walker  
Mississippi Bar No. 101109  
WILKES & MCHUGH, P.A.  
Attorneys for Plaintiff

**ATTEST A TRUE COPY**

NOV 02 2006

BARBARA DUNN, CIRCUIT CLERK  
BY  D.C.